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IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 4TH DAY OF JUNE 1998

BEFORE

THE HON'BLE MR.JUSTICE G.PATRI BASAVANA GOUD

WRIT PETITIONS NUMBERS 23336 AND 23337 OF 1990

Between:

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Agricultural Research Station
Ponnampet, a unit of the
University of Agricultural Sciences
GKVK, Bangalore 560 065
represented by its Registrar
Dr.J.V.Venkataram

2. Minor Research Station
Coorg, a unit of the
University of Agricultural Sciences,
GKVK, Bangalore 560 065
represented by its
Registrar Dr. J.V.Venkataram
..... Petitioners respectively in WPs.

(By Sri S. V. Shastri, Advocate)

And:

The Regional Provident
Fund Commissioner
"Yenepoya Commercial Complex"
Balamatta, Mangalore 575 002 -Respondent common
(By Sri Hari Krishna Holla, (Sd/-) in WPs.
Central Govt.Standing Counsel)

These writ petitions are filed under Articles
226 and 227 of the Constitution seeking to quash
the orders dated 7-9-1990 at Annexure-A in No.
KN.SRO.ENF.I.CDN.IV 2930/90 and the order dated
20-9-1990 at Annexure-B in No.KN.PF.SRO.ENF.I.
CDN.IV/2919/90.

These writ petitions coming on for hearing
this day, the Court made the following:

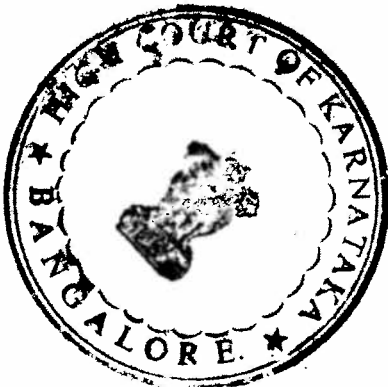
ORDER

ORDER

The two orders under Section 7A of the Employees Provident Fund and Miscellaneous Provisions Act, 1952 ('Act' for short) at Annexures A and B are challenged in these writ petitions.

2. Several questions having been raised with regard to the applicability of the Act, the dispute in that regard needed to be determined under Section 7A of the Act and the amounts required to be determined thereunder after due enquiry. Orders at Annexures A and B are not speaking orders nor do they indicate any enquiry having been held under Section 7A of the Act.

3. Petitions are allowed. Annexures A and B are quashed. Respondent is directed to hold a fresh enquiry under Section 7A of the Act.



Sd/-
JUDGE